

GOVERNMENT OF TALANGANA
ABSTRACT

T.S. Forest Conservation Act – Diversion of 2.51 Ha of Forest Land for laying of pipeline, powerline and approach road passing through Pasupubodu and Saidulanama RFs in erstwhile Nalgonda Division and District in favour of M/s Penna Cement Industries Ltd., Nalgonda District – Final (stage-II) approval accorded – Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 39

Dated: 15-09-2018

Read the following:-

- 1.From the PCCF (HoFF) (FAC), T.S., Hyd., Lr.No.5264/2014-FCA2, Dt.30.11.2016.
- 2.State Govt. Lr.No.5308/For. I (1)/2016-1, Dt:17.01.2017.
- 3.From GoI, MoEF & CC, Chennai, F.No.4-TSB062/2017,CHN/0375, Dt.08.03.2017.
- 4.From the PCCF (HoFF) (FAC), T.S., Hyd., Lr.No.5264/2015-FCA-2, Dt.06.06.2018.
- 5.State Govt.Lr.No.5308/ForI.(1)/2016-2, Dt.05.07.2018.
- 6.From GoI, MoEF & CC, Chennai, F.No.4-TSB062/2017-CHN/0375, Dt.30.07.2018

ORDER

In the letter 1st read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has submitted a proposal for diversion of 2.51 Ha (revised) of forest land for laying of pipeline, power line and approach road passing through Pasupubodu and Saidulanama RFs in erstwhile Nalgonda Division and District in favour of M/s Penna Cement Industries Ltd., Nalgonda District.

2. In their letter 3rd read above, the Ministry of Environment & Forests GoI have granted in-principle (Stage-I) approval for the proposal forwarded vide letter 2nd read above, subject to fulfillment of the conditions stipulated thereof.

3. In the letter 5th read above, Government of Telangana have sent the report of compliance on the conditions stipulated by GoI, as submitted by the Principal Chief Conservator of Forests, Telangana State, Hyderabad in his letter 4th read above, to the Ministry of Environment & Forests, Chennai for according necessary approval.

4. In their letter 6th read above, the Central Government have granted final approval for the proposal in para 1 above, under Section 2 of the Forest (C) Act, 1980, subject to fulfillment of the conditions stipulated therein.

5. Accordingly, Government hereby accord **final (Stage-II)** approval for Diversion of 2.51 ha of forest land for laying of pipeline, power line and approach road passing through Pasupubodu and Saidulanama RFs in erstwhile Nalgonda Division and District in favour of M/s Penna Cement Industries Ltd., Nalgonda District, subject to the following conditions:-

- i. Legal status of the diverted forest land shall remain unchanged.
- ii. State Forest Department shall carry out demarcation of the proposed forest area by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters from the amount which has already been realized from the user agency.

(PTO)

- iii. State Government shall carry out Compensatory Afforestation (CA) and its maintenance over identified non-forest land in Sy.No.472(P) at Vellaturu Village, Chinthalapalem (Mandal), Suryapet District at the cost of user agency.
- iv. State Government shall carry out penal compensatory afforestation and its maintenance over 2.36 Ha of degraded forest land identified in Compt.No.32 of Kalwapally RF of Miryalaguda Range of Nalgonda Division at the cost of user agency.
- v. Identified CA and PCA lands along with scheme for afforestation shall not be changed without the prior approval of the Central Government.
- vi. Non-forest land which is transferred and mutated in favour of the State Forest Department for the purpose of compensatory afforestation, shall be declared as Reserved Forest under Section -4 or Protected Forest under Section -29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act. The Nodal Officer must report compliance within a period of 6 months from the date of grant of final approval and send a copy of the original notification, to this office for information and record;
- vii. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.
- viii. The Forest area involved in violation is reported as 0.65 Ha in the online application against 1.89 Ha, as reported by the PCCF, Telangana, which may be rectified;
- ix. Trees standing in the diverted forest area shall be felled strictly as per the requirement with prior permission of the Divisional Forest Officer concerned.
- x. The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck / debris will be disposed off in the forest areas.
- xi. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, department or person without prior approval of the Central Government.
- xii. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.
- xiii. Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the user agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;
- xiv. The total forest area utilized for the project shall not exceed **2.51 Ha** and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.
- xv. User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

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- xvi. Any other conditions that the Central Government or Addl. PCCF (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.
 - xvii. The Progress of the Compensatory Afforestation as mentioned by the DFO Nalgonda Division in Sl.No.12 (V) (a) (b) of Part II i.e., 55.13 Ha forest land and 2292.817 Ha of non-forest land shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal.
 - xviii. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.
6. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

AJAY MISRA
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To
The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Director General, Government of India, Ministry of Environment & Forests
and Climate Change (Forest Conservation Division),
Indira Paryavaran Bhawan, Aliganj, Jorbagh Road,
New Delhi 110 003.

The Addl. Prl. Chief Conservator of Forests (C),
Government of India, Ministry of Environment, Forests & Climate Change,
Regional Office (South Eastern Zone),
1st & 2nd floor, HEPC Building, No.34, Cathedral Garden Road,
Nungambakkam, Chennai – 600034

PS to Hon'ble M (F&E).

PS to Special Chief Secretary to Government,
EFS&T Department.
SC/SF.

//FORWARDED:: BY ORDER//

SECTION OFFICER